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**Introduced by Senator Scott**

February 19, 2003

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An act to amend Section 76001 of the Education Code, relating to education finance.

## LEGISLATIVE COUNSEL'S DIGEST

SB 338, as introduced, Scott. Education finance: concurrent enrollment of pupils in high school and community college.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law authorizes the establishment of community college districts under the administration of community college governing boards, and authorizes these districts to provide instruction at community college campuses throughout the state. Existing law authorizes the governing board of a community college district to admit to any community college under its jurisdiction, as a special part-time student, a high school pupil who is determined by the governing board of his or her school district of attendance to be likely to benefit from advanced scholastic or vocational work.

This bill would make a technical, nonsubstantive change in that provision.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 76001 of the Education Code is  
2 amended to read:



1 76001. (a) The governing board of a community college  
2 district may admit to any community college under its jurisdiction  
3 as a special part-time student any student who is eligible to attend  
4 community college pursuant to Section 48800.

5 (b) If the governing board denies a request for a special  
6 part-time enrollment at a community college for a pupil who is  
7 identified as highly gifted, the board shall record its findings and  
8 the reasons for denial of the request in writing within 60 days. The  
9 written recommendation and denial shall be issued at the next  
10 regularly scheduled board meeting that falls at least 30 days after  
11 the request has been submitted.

12 (c) The attendance of a pupil at community college as a special  
13 part-time student pursuant to this section is authorized attendance,  
14 for which the community college shall be credited or reimbursed  
15 pursuant to Section 48802. Credit for courses completed shall be  
16 at the level determined to be appropriate by the school district and  
17 community college district governing boards.

18 (d) For purposes of this section, a special part-time student may  
19 enroll in up to, and including, 12 units per semester, or the  
20 equivalent thereof, at the community college.

21 (e) The governing board of a community college district may  
22 admit to any community college under its jurisdiction as a special  
23 full-time student any pupil who is eligible to attend community  
24 college pursuant to Section 48800.5, and who, in the opinion of the  
25 college president, could benefit from the course or class.

26 (f) If the governing board denies a request for a special  
27 full-time enrollment for a pupil who is identified as highly gifted,  
28 the board shall record its findings and the reasons for denial of the  
29 request in writing within 60 days. The written recommendation  
30 and denial shall be issued at the next regularly scheduled board  
31 meeting that falls at least 30 days after the request has been  
32 submitted.

33 (g) The attendance of a pupil at a community college as a  
34 special full-time student pursuant to this section is authorized  
35 attendance, for which the community college shall be credited  
36 pursuant to Section 48800.5.

37 (h) The governing board of a community college district may  
38 admit to the summer session of any community college under its  
39 jurisdiction as a special student any student, with parental consent:

1 (1) Whose admission to summer session is recommended by  
2 the principal of the school ~~which~~ *that* the student attends.

3 (2) Who has demonstrated adequate preparation in the  
4 discipline to be studied.

5 (3) Who has availed himself or herself of all opportunities to  
6 enroll in an equivalent course at his or her school of attendance.

7 (i) A principal may recommend a pupil as a special student  
8 pursuant to rules and regulations that may be adopted by the  
9 governing board of the school district. The principal of a school  
10 shall not recommend a number of pupils who have completed a  
11 particular grade in excess of 5 percent of the total number of pupils  
12 in the school who have completed that grade immediately prior to  
13 the time of recommendation.

14 (j) The attendance of a special summer session student at a  
15 community college pursuant to this section shall be credited to the  
16 district maintaining the community college for the purposes of  
17 allowances and apportionments from the State School Fund. The  
18 student shall receive credit for community college courses that he  
19 or she completes, in a manner determined to be appropriate by the  
20 governing boards of the school district and the community college  
21 district.

22 (k) Subdivisions (a) to (g), inclusive, and Sections 48800 to  
23 48802, inclusive, do not apply to the special students authorized  
24 to be admitted to a community college summer session pursuant  
25 to this section.

